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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application)	PATENT APPLICATION			
Inventors:	Mark A. Lemkin)	Art Unit:	2834		
SC/Serial No.:	09/944,395)	Examiner:	Tamai, K.		
Filed:	Aug. 31, 2001)	Lxammor.	Tullial, IX.		
Title: MEMS COME	-FINGER ACTUATOR) _)				

STATEMENT UNDER 37 CFR § 1.97 (e)

X (1) Each item of information contained in the accompanying information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

OR

(2) No item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Respectfully submitted,

Date: September 10, 2003

Brian I. Marcus

Reg. No. 34,511

VIERRA MAGEN MARCUS HARMON & DENIRO LLP 685 Market Street, Suite 540 San Francisco, CA 94105-4206

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Attorney Docket No.: AIMI-01833US0

aimi/1833/1833.statement under 1.97e accompanying IDS

PTO/SB/08a (08-03) Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Complete if Known

Application Number 09/944,395

Filing Date Aug. 31, 2001

First Named Inventor Lemkin

Art Unit 2834

Examiner Name Tamai, K.

Attomey Docket Number AIMI-01833US0

(Use as many sheets as necessary)
Sheet 1 of 1 Attorney Docket Number All

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Examiner Signature Date Considered

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